

HOUSE BILL 1003

D4
HB 1000/09 – JUD

0lr2403

By: **Delegates Conaway, Anderson, and Oaks**
Introduced and read first time: February 12, 2010
Assigned to: Judiciary

A BILL ENTITLED

1 AN ACT concerning

2 **Marriage Ceremonies – Performance by Tax Court Judges**

3 FOR the purpose of requiring a judge of the United States Tax Court who is
4 authorized to perform a marriage ceremony in this State to be a resident of the
5 State; altering a certain definition; and generally relating to marriage
6 ceremonies.

7 BY repealing and reenacting, with amendments,
8 Article – Family Law
9 Section 2–406(a)
10 Annotated Code of Maryland
11 (2006 Replacement Volume and 2009 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Family Law**

15 2–406.

16 (a) (1) In this subsection, “judge” means:

17 (i) a judge of the District Court, a circuit court, the Court of
18 Special Appeals, or the Court of Appeals;

19 (ii) a judge approved under Article IV, § 3A of the Maryland
20 Constitution and § 1–302 of the Courts Article for recall and assignment to the District
21 Court, a circuit court, the Court of Special Appeals, or the Court of Appeals;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iii) a judge of a United States District Court, a United States
2 Court of Appeals, or, **IF THE JUDGE IS A RESIDENT OF THIS STATE**, the United
3 States Tax Court; or

4 (iv) a judge of a state court if the judge is active or retired but
5 eligible for recall.

6 (2) A marriage ceremony may be performed in this State by:

7 (i) any official of a religious order or body authorized by the
8 rules and customs of that order or body to perform a marriage ceremony;

9 (ii) any clerk;

10 (iii) any deputy clerk designated by the county administrative
11 judge of the circuit court for the county; or

12 (iv) a judge.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 October 1, 2010.